



General Assembly

***Amendment***

***January Session, 2017***

**LCO No. 8085**



Offered by:

REP. ARESIMOWICZ, 30<sup>th</sup> Dist.

REP. PERONE, 137<sup>th</sup> Dist.

REP. GODFREY, 110<sup>th</sup> Dist.

REP. GUERRERA, 29<sup>th</sup> Dist.

To: Subst. House Bill No. **7138**

File No. 430

Cal. No. 303

***"AN ACT CONCERNING LEGISLATIVE OVERSIGHT OF MAJOR  
TRANSPORTATION PROJECTS AND PLANNING."***

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2017*) (a) There is established a  
4 Transportation Policy Advisory Council, which shall be part of the  
5 Executive Department.

6 (b) The council shall consist of the following members:

7 (1) One appointed by the speaker of the House of Representatives;

8 (2) One appointed by the president pro tempore of the Senate;

9 (3) One appointed by the majority leader of the House of  
10 Representatives;

- 11 (4) One appointed by the majority leader of the Senate;
- 12 (5) One appointed by the minority leader of the House of  
13 Representatives;
- 14 (6) One appointed by the minority leader of the Senate;
- 15 (7) The Secretary of the Office of Policy and Management, or the  
16 secretary's designee;
- 17 (8) The Commissioner of Economic and Community Development,  
18 or the commissioner's designee;
- 19 (9) The Commissioner of Energy and Environmental Protection, or  
20 the commissioner's designee;
- 21 (10) The Commissioner of Housing, or the commissioner's designee;
- 22 (11) The State Treasurer, or the Treasurer's designee; and
- 23 (12) Two appointed by the Governor.
- 24 (c) The council shall consist of the following ex-officio, nonvoting  
25 members: (1) The Commissioner of Transportation, or the  
26 commissioner's designee, and (2) the chairpersons and ranking  
27 members of the joint standing committee of the General Assembly  
28 having cognizance of matters relating to transportation.
- 29 (d) Any member of the council appointed under subdivisions (1) to  
30 (6), inclusive, of subsection (b) of this section may be a member of the  
31 General Assembly.
- 32 (e) All initial appointments to the council shall be made not later  
33 than December 1, 2017.
- 34 (f) The Secretary of the Office of Policy and Management, or the  
35 secretary's designee, shall serve as the chairperson of the council. Such  
36 chairperson shall schedule the first meeting of the council, which shall  
37 be held not later than February 1, 2018.

38 (g) The council shall be within the Office of Policy and Management  
39 for administrative purposes only.

40 (h) The terms of the appointed members of the council shall be  
41 coterminous with the terms of the appointing authority for each  
42 member and subject to the provisions of section 4-1a of the general  
43 statutes. Any vacancy on the council shall be filled by the appointing  
44 authority.

45 (i) Three-fourths of the voting members of the council shall  
46 constitute a quorum for the transaction of any business.

47 (j) The members of the council shall serve without compensation,  
48 but shall, within available appropriations, be reimbursed for expenses  
49 necessarily incurred in the performance of their duties.

50 (k) The council shall have the following powers and duties:

51 (1) To develop and recommend policies for improving  
52 transportation planning and the selection of transportation projects;

53 (2) To review the five-year transportation capital plan for the state  
54 developed annually by the Department of Transportation, examine the  
55 impact of such plan on the present and future transportation needs of  
56 the state and evaluate whether such plan assures the development and  
57 maintenance of an adequate, safe and efficient transportation system;

58 (3) To conduct a public hearing annually on the five-year  
59 transportation capital plan for the state and seek testimony from  
60 metropolitan planning organizations, as defined in 23 USC 134, as  
61 amended from time to time, regarding transportation projects to be  
62 conducted or being conducted within the boundaries of their  
63 respective metropolitan planning areas;

64 (4) To advise the Commissioner of Transportation on policies and  
65 procedures to promote economic development, transit-oriented  
66 development, housing development, access to employment,  
67 environmental protection and the specific needs of geographic areas of

68 the state;

69 (5) To review the assessment of transportation projects prepared  
70 and submitted pursuant to subsection (e) of section 2 of this act;

71 (6) To obtain from any executive department, board, commission or  
72 other agency of the state such assistance and data as necessary and  
73 available to carry out the purposes of this section; and

74 (7) To perform such other acts as may be necessary and appropriate  
75 to carry out the duties described in this section.

76 (l) The council may establish committees at any time to advise the  
77 council in carrying out its duties. Each committee shall be composed of  
78 transportation professionals, advocates and other interested  
79 stakeholders.

80 (m) Not later than January 1, 2019, and annually thereafter, the  
81 council shall submit, in accordance with the provisions of section 11-4a  
82 of the general statutes, a report on its activities to the joint standing  
83 committees of the General Assembly having cognizance of matters  
84 relating to transportation and finance, revenue and bonding.

85 Sec. 2. (NEW) (*Effective from passage*) (a) For the purposes of this  
86 section, "transportation project" means any transportation planning or  
87 capital project undertaken by the state on or after July 1, 2018, that  
88 expands capacity on a limited access highway, transit or railroad  
89 system or parking facility or is estimated to cost one hundred fifty  
90 million dollars or more.

91 (b) The Commissioner of Transportation, in consultation with the  
92 Commissioners of Economic and Community Development, Housing  
93 and Energy and Environmental Protection, the Secretary of the Office  
94 of Policy and Management and the chairpersons and ranking members  
95 of the joint standing committees of the General Assembly having  
96 cognizance of matters relating to transportation and finance, revenue  
97 and bonding, shall develop a method to assess each transportation

98 project to determine the impact of such transportation project on  
99 economic development, transit-oriented development, housing  
100 development, access to employment, the environment, traffic  
101 congestion and public safety.

102 (c) On or before February 1, 2018, the commissioner shall submit, in  
103 accordance with section 11-4a of the general statutes, such assessment  
104 method to the joint standing committee of the General Assembly  
105 having cognizance of matters relating to transportation. Not later than  
106 sixty days after the receipt of such assessment method, said committee  
107 shall meet to approve or reject such assessment method and advise the  
108 commissioner of said committee's approval or rejection. If said  
109 committee fails to approve or reject such assessment method within  
110 sixty days of such receipt, such assessment method shall be deemed  
111 approved. Such assessment method shall become effective when  
112 approved by an affirmative vote of said committee or deemed  
113 approved. In the event that such assessment method is rejected, such  
114 assessment method shall be returned to the commissioner for revisions  
115 and resubmitted to said committee not later than thirty days after such  
116 rejection.

117 (d) On and after July 1, 2018, the commissioner shall assess each  
118 transportation project using the assessment method approved  
119 pursuant to subsection (c) of this section. The commissioner shall not  
120 include a transportation project in the Department of Transportation's  
121 five-year transportation capital plan for the state unless the assessment  
122 of such transportation project is completed.

123 (e) The commissioner shall submit the assessment of each  
124 transportation project to the Transportation Policy Advisory Council  
125 established pursuant to section 1 of this act and post such assessments  
126 on the Department of Transportation's Internet web site.

127 (f) The Department of Transportation shall not submit a request for  
128 appropriations or authorization of bonds for a transportation project to  
129 the General Assembly unless the commissioner has submitted the

130 assessment of such transportation project pursuant to subsection (e) of  
 131 this section. The provisions of this subsection do not apply to a  
 132 transportation project undertaken by the department provided the  
 133 commissioner finds such project is necessary to maintain the state's  
 134 transportation infrastructure in good repair and such project does not  
 135 add capacity to a limited access highway, transit or railroad system or  
 136 parking facility and is estimated to cost less than one hundred fifty  
 137 million dollars.

138 (g) On or before January 1, 2019, and annually thereafter, the  
 139 commissioner shall submit a report, in accordance with the provisions  
 140 of section 11-4a of the general statutes, to the joint standing committees  
 141 of the General Assembly having cognizance of matters relating to  
 142 transportation and finance, revenue and bonding, on the assessments  
 143 of transportation projects completed in the previous calendar year.

144 Sec. 3. Subsection (a) of section 4-9a of the general statutes is  
 145 repealed and the following is substituted in lieu thereof (*Effective*  
 146 *October 1, 2017*):

147 (a) The Governor shall appoint the chairperson and executive  
 148 director, if any, of all boards and commissions within the Executive  
 149 Department, except the State Properties Review Board, the State  
 150 Elections Enforcement Commission, the Commission on Human  
 151 Rights and Opportunities, the Commission on Fire Prevention and  
 152 Control, [and] the Citizen's Ethics Advisory Board and the  
 153 Transportation Policy Advisory Council."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2017</i>	New section
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>October 1, 2017</i>	4-9a(a)